

# United States District Court

EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

ALMA M. RUSSELL,

Plaintiff,

v.

WAL-MART REALT ESTATE BUSINESS  
TRUST, ET AL.,

Defendants.

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**CIVIL ACTION NO. 4:17-CV-298**  
**JUDGE MAZZANT/JUDGE JOHNSON**

## **MEMORANDUM ADOPTING REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE**

Came on for consideration the report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the Magistrate Judge pursuant to 28 U.S.C. § 636. On March 13, 2018, the report of the Magistrate Judge (Dkt. #18)<sup>1</sup> was entered containing proposed findings of fact and recommendations that the parties' Stipulation of Dismissal of Defendant (Dkt. #17) should be **GRANTED**.

Having received the report of the United States Magistrate Judge, the Court is of the opinion that the findings and conclusions of the Magistrate Judge are correct and adopts the Magistrate Judge's report as the findings and conclusions of the Court. Therefore, the parties' Stipulation of Dismissal of Defendant (Dkt. #17) is **GRANTED**.

Accordingly, it is hereby **ORDERED, ADJUDGED, AND DECREED** that this entire action, and all of the claims asserted therein, be **DISMISSED WITH PREJUDICE**. Each party shall bear its own costs.

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<sup>1</sup> The Court notes that the Magistrate Judge's Report was inadvertently titled "Order." See Dkt. 18.

All relief not previously granted is hereby **DENIED**, and the Clerk is directed to **CLOSE** this civil action.

**IT IS SO ORDERED.**

**SIGNED this 18th day of March, 2018.**

A handwritten signature in black ink, reading "Amos Mazzant", written over a horizontal line.

AMOS L. MAZZANT  
UNITED STATES DISTRICT JUDGE